



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/068,533

02/05/2002

Robert H. Dahla

CB-11-1

9992

21394 7590 06/22/2007
ARTHROCARE CORPORATION
680 VAQUEROS AVENUE
SUNNYVALE, CA 94085-3523

EXAMINER

PEFFLEY, MICHAEL F

ART UNIT

PAPER NUMBER

3739

NOTIFICATION DATE

DELIVERY MODE

06/22/2007

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

intel_prop@arthrocare.com

Interview Summary

Application No.

10/068,533

Applicant(s)

DAHLA ET AL.

Examiner

Michael Peffley

Art Unit

3739

All participants (applicant, applicant's representative, PTO personnel):

(1) Michael Peffley.

(3) _____.

(2) Brian Szymczak.

(4) _____.

Date of Interview: 13 June 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: Pending.

Identification of prior art discussed: Edwards et al (5,507,743).

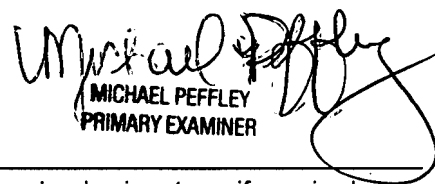
Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


MICHAEL PEFFLEY
PRIMARY EXAMINER

Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's representative indicated the intent to file an RCE with language that would distinguish the claims from the Edwards et al reference by reciting that RF energy was delivered from the electrodes to fluid surrounding the electrodes and then to tissue, which would distinguish from the Edwards et al reference that has the electrodes inserted directly into tissue. The examiner reminded that the specific language would need to be reviewed, particularly since Edwards et al does disclose fluid delivery through the electrodes. Further, since the claims are device claims, the claims must distinguish structurally, not just with the recited intended use, since the Edwards et al device could possibly be used without being inserted into tissue. .